THE HONORABLE JOHN C. COUGHENOUR 1 2 3 4 5 IN THE UNITED STATES DISTRICT COURT 6 FOR THE WESTERN DISTRICT OF WASHINGTON 7 THE BOEING COMPANY, 8 CASE NO. 2:18-CV-00567-JCC Plaintiff, 9 AMENDED NOTICE OF INTENT TO **INTERVENE** 10 ٧. NOTED ON MOTION CALENDAR: UNITED STATES OF AMERICA 11 APRIL 27, 2018 Defendant. 12 13 14 Yesterday, April 26, 2018, The Boeing Company (Boeing) and the United States filed a 15 Notice of Withdrawal of Pending Joint Motion to Enter Proposed Consent Decree. Dkt #7. The 16 City and other interested parties planned to file a Joint Motion to Intervene today because the 17 proposed Consent Decree will impair our statutory rights to contribution from the United States. 18 The City and the other parties are postponing their filing of a Motion to Intervene pending 19 clarifications of "certain provisions" of the Decree, as stated in the Notice of Withdrawal. Dkt. 20 #7. The City and other interested parties oppose entry of any Consent Decree that would impair 21 22 23 24

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our contribution claims against the United States. We respectfully ask the Court to refrain from entering the Consent Decree initially proposed by Boeing and the United States. **DATED:** April 27, 2018 Margaret J. Lee, WSBA Attorney for the City of Seattle COASTLINE LAW GROUP, PLLC 4015 Ruston Way, Suite 200 Tacoma, Washington 98402 Tel: 253-203-6226 mlee@coastlinelaw.com

1 2 **CERTIFICATE OF SERVICE** 3 I hereby certify that on April 27, 2018, a true and correct copy of the foregoing document was 4 served electronically and served on counsel of record by means of the Court's CM/ECF filing, 5 which will send notification to the following: 6 Mark W. Schneider 7 Attorney for Plaintiff The Boeing Company Perkins Coie LLP 8 1201 Third Avenue, Suite 4900 Seattle, WA 98101-3099 9 Telephone: 206.359.8000 Facsimile: 206.359.9000 10 Email: MWSchneider@perkinscoie.com 11 Amanda Shafer Berman United States Department of Justice 12 Environment and Natural Resources Division Environmental Defense Section 13 P.O. Box 7611 Washington, D.C. 20044-7611 14 Telephone: 202-514-1950 amanda.berman@usdoj.gov 15 16 MM AAM 17 18 Margaret J. Lee 19 20 21 22 23

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